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Attorneys for Defendant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

WENDY T. PADGETT,

Plaintiff,

v.

MICHAEL J. ASTRUE,
Commissioner of Social Security

Defendant.

CIVIL NO. 5:07-CV-00948-JW RS

STIPULATION AND PROPOSED ORDER

The parties hereby stipulate by counsel, with the Court's approval as indicated by issuance of the attached Order, that Plaintiff shall have a first extension of time of 30 days to file her motion for summary judgment. This extension is necessitated by Defendant's inadvertent failure to serve and file a copy of the administrative transcript when Defendant filed his answer on May 31, 2007.

The new due date for Plaintiff's motion for summary judgment will be 30 days from the date of this Order.

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2 Dated: August 8, 2007 By: /s/
3 THELMA S. COHEN
4 (As authorized via Fax on August 8, 2007)
5 Attorney for Plaintiff

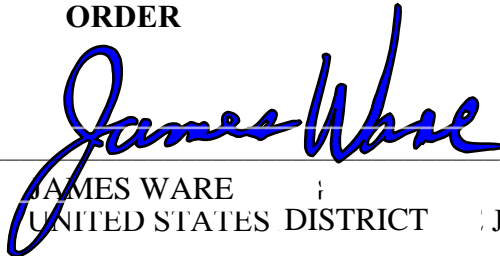
6 SCOTT N. SCHOOLS
7 United States Attorney

8 Dated: August 8, 2007 By: /s/
9 DENNIS J. HANNA
10 Special Assistant United States Attorney
11 Attorneys for Defendant

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13 ORDER

14 APPROVED AND SO ORDERED.

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16 DATED: August 10 2007

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JAMES WARE
UNITED STATES DISTRICT JUDGE